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Atty Dkt No. 0300-0016 *kw*

Serial No. 09/803,426

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:  
Bruce MORTENSEN et al.

Serial No.: 09/803,426

Group Art Unit: 1641

Filing Date: March 9, 2001

Examiner: TRAN, My-Chau

Title: FLUORESCCEIN-CYANINE 5 AS A FLUORESCENCE RESONANCE ENERGY  
TRANSFER PAIR

SUBMISSION UNDER 37 C.F.R. § 1.114(c): Amendment

Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

Sir:

Applicants submitted an Amendment under 37 C.F.R. § 1.116 in response to the Final Office Action mailed April 23, 2002, Paper No. 11. As noted in the Advisory Action dated July 23, 2002, the Amendment under 37 C.F.R. § 1.116 was entered, but was not considered to place the application in condition for allowance.

The instant submission is being filed within five months of the date of the Final Office Action. Therefore, a Petition for a Two Month Extension of Time and the requisite fee accompany this submission.

AMENDMENTS

IN THE CLAIMS:

Please **cancel** claim 29 without prejudice.

In addition, please **amend** claims 26-28 and **add** new claims 45-47 as indicated in Appendix A. The amended claims read as follows:

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